



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy L. Hoopman  
Title: Cards for Columnar Card Games  
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Ser. No. 10 / 749,601      Art Unit: 3711

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

APPEAL BRIEF SUPPLEMENT

Dear Sir:

An Order Returning Undocketed Appeal to Examiner was mailed December 20, 2007 to the Examiner and copied to Applicant's attorney. The Order stated that the claims in the Appeal Brief are not current and must be timely replaced with current claims. This is an amended Section VIII Claims Appendix of the modified Appeal Brief mailed September 30, 2006. These claims are the present claim set under examination by the USPTO and replace the previously sent set of claims that were the originally filed with the patent application on December 31, 2003. It is Applicant's position that there are still clear errors in the Examiner's rejections and that examiner has omitted one or more essential elements needed for prima facie rejections under either 102(b) or 103.

Please find the following:

1. Amended Section VIII Claims Appendix for the previously mailed Appeal Brief – 7 pages
2. A return postcard signifying receipt of this paper

Customer Number 44977

This paper was submitted by US Postal Service 1<sup>st</sup> Class Mail on January 3, 2008.  
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Respectfully submitted,

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## **VIII. Claims Appendix**

1. A pack of playing cards comprising cards having indicia in judicious placement to lessen both precision of vertical columnar alignment and columnar length over that obtainable with a previously known pack of playing cards.
  
2. The playing card pack of claim 1 wherein the pack comprises a series of cards each having a face and a back, the cards being organized into four suits with thirteen cards in each suit having one of 13 different values, and each face having a top edge, a bottom edge, a left edge and a right edge; the faces on the cards having two diagonally opposing primary corners and two diagonally opposing secondary corners, and first indicia and second indicia in regions that border at least one edge, the second indicia having a height that is similar in length to or less than that of the first indicia, wherein the first indicia denote a characteristic common throughout the series of either a suit or a value and the second indicia denote the remaining characteristic; the first indicia being in at least a first position and a second position on the faces of the cards in regions proximate the primary corners, the first indicia in the first position being in the region of the primary corner formed by the top edge and the left edge and having a right-reading orientation, and the first indicia in the second position being in region of the primary corner formed by the bottom edge and the right edge and having an upside-down-reading orientation; and

the second indicia being in at least a first position and a second position on the faces of the cards, the second indicia in the first position having a right-reading orientation, being horizontally proximate to the right-reading first indicia and being in a region bordering the top edge, and the second indicia in the second position having an upside-down-reading orientation, being horizontally proximate to the upside-down-reading first indicia and being in a region bordering the bottom edge.

3. The playing card pack of claim 2 wherein the second indicia are further located in a third and fourth position, the second indicia in the third position being proximate to and below the right-reading first indicia in the primary corner, being located in a region bordering the left edge and having a right-reading orientation, and the second indicia in the fourth position being proximate to and above the upside-down-reading first indicia in the primary corner being located in a region bordering the right edge and having an upside-down-reading orientation.

4. The playing card pack of claim 2 wherein the first indicia are further located in a third and fourth position on the face in the regions proximate the secondary corners and the second indicia are further located in a third and fourth position, the first indicia in the third position being in the secondary corner region formed by the top edge and the right edge and having a right-reading orientation, the first indicia in the fourth position having an upside-down-reading orientation in the secondary corner region formed by the bottom edge and the left edge, the second indicia in the third position having a right-reading orientation, being horizontally proximate to the right-reading first indicia in the secondary corner and being in a region bordering the top edge, and the second indicia in the fourth position having an upside-down-

reading orientation, being horizontally proximate to the upside-down-reading first indicia in the secondary corner and being in a region bordering the bottom edge.

5. The playing card pack of claim 4 wherein the second indicia are further located in a fifth, sixth, seventh and eighth position, the second indicia in the fifth position being proximate to and below the right-reading first indicia in the primary corner being in a region bordering the left edge and having a right-reading orientation, the second indicia in the fifth position being proximate to and above the upside-down-reading first indicia in the primary corner, being in a region bordering the right edge and having an upside-down-reading orientation, the second indicia in the seventh position being proximate to and below the right-reading first indicia in the secondary corner, being in a region bordering the right edge and having a right-reading orientation, and the second indicia in the eighth position being proximate to and above the upside-down-reading first indicia in the secondary corner, being in a region bordering the left edge and having an upside-down-reading orientation.

6. The playing card pack of claim 2 wherein the characteristic of the first indicia is a value and the characteristic of the second indicia is a suit.

7. The playing card pack of claim 2 wherein the indicia in regions bordered by at least one edge are enlarged when compared to indicia normally located in and near primary corners of playing cards.

8. [Once Amended] The playing card pack of claim 1 where the playing cards have a familiar appearance through use of a graphic to denote both value and suit of each card, wherein the graphic is centrally located on each face and wherein the graphic is a grouping if a Spot Card or a picture if a Face Card and the picture has an upper half in a right reading orientation and similar lower half in an upside-down reading orientation such that the graphic looks similar whether seen right-side up or upside down.

9. The playing card pack of claim 8 wherein the pack comprises a series of cards each having a face and a back, the cards being organized into four suits with thirteen cards in each suit having one of 13 different values, and each face having a top edge, a bottom edge, a left edge and a right edge; the faces on the cards having two diagonally opposing primary corners and two diagonally opposing secondary corners, and first indicia and second indicia in regions that border at least one edge, the second indicia having a height that is similar in length to or less than that of the first indicia, wherein the first indicia denote a characteristic common throughout the series of either a suit or a value and the second indicia denote the remaining characteristic; the first indicia being in at least a first position and a second position on the faces of the cards in regions proximate the primary corners, the first indicia in the first position being in the primary corner region formed by the top edge and the left edge and having a right-reading orientation, and the first indicia in the second position being in the primary corner region formed by the bottom edge and the right edge and having an upside-down-reading orientation; and

the second indicia being in at least a first position and a second position on the faces of the cards, the second indicia in the first position having a right-reading orientation and being in a region bordering the top edge and extending to the right of the right-reading first indicia but not within a region proximate to the secondary corner formed by the top edge and the right edge, and the second indicia in the second position having a upside-down-reading orientation and being in a region bordering the bottom edge and extending to the left of the upside-down-reading first indicia but not within a region proximate to the secondary corner formed by the bottom edge and the left edge.

10. The playing card pack of claim 9 wherein the characteristic of the first indicia is a value and the characteristic of the second indicia is a suit.

11. The playing card pack of claim 9 wherein the indicia in regions bordered by at least one edge are enlarged when compared to indicia normally located in and near primary corners of playing cards.

12. The playing card pack of claim 9 wherein the region bordering the top edge extends rightward from a point proximate to the right-reading first indicia to a proximate midpoint between the primary corner and the secondary corner that are bordered by the top edge, and the region bordering the bottom edge extends leftward from a point proximate to the upside-down-reading first indicia to a proximate midpoint between the primary corner and the secondary corner that are bordered by the bottom edge.

13. The playing card pack of claim 9 wherein the second indicia are further located in a third position and a fourth position, the second indicia in the third position being proximate to and below the right-reading first indicia, being in a region bordering the left edge and having a right-reading orientation, and the second indicia in the fourth position being proximate to and above the upside-down-reading first indicia, being in a region bordering the right edge and having an upside-down-reading orientation.

14. The playing card pack of claim 9 wherein the second indicia in the region bordering the top edge is proximate to the right-reading first indicia and the second indicia in the region bordering the bottom edge is proximate to the upside-down-reading first indicia, and wherein the second indicia are further located in a third position and a fourth position, the second indicia in the third position being proximate to and below the right-reading first indicia, being in a region bordering the left edge and having a right-reading orientation, and the second indicia in the fourth position being proximate to and above the upside-down-reading first indicia, being in a region bordering the right edge and having an upside-down-reading orientation.

15. The playing card pack of claim 9 wherein the first indicia are further located in a third and fourth position on the face in the regions proximate the secondary corners, the first indicia in the third position being in the secondary corner region formed by the top edge and the right edge and having a right-reading orientation, and the first indicia in the fourth position having an upside-down-reading orientation in the secondary corner region formed by the bottom edge and the left edge.

16. The playing card pack of claim 15 wherein the second indicia are further located in a third, fourth, fifth and sixth position, the second indicia in the third position being proximate to and below the right-reading first indicia in the primary corner, being in a region bordering the left edge and having a right-reading orientation, the second indicia in the fourth position being proximate to and above the upside-down-reading first indicia in the primary corner, being in a region bordering the right edge and having an upside-down-reading orientation, the second indicia in the fifth position being proximate to and below the right-reading first indicia in the secondary corner, being in a region bordering the right edge and having a right-reading orientation, the second indicia in the sixth position being proximate to and above the upside-down-reading first indicia in the secondary corner, being in a region bordering the left edge and having an upside-down-reading orientation.

17. The playing card pack of claim 16 wherein the second indicia in the region bordering the top edge is proximate to the right-reading first indicia in the primary corner and the second indicia in the region bordering the bottom edge is proximate to the upside-down-reading first indicia in the primary corner, and wherein the second indicia are further located in a seventh and eighth position, the second indicia in the seventh position having a right-reading orientation, being in a region bordering the top edge and being proximate to the first indicia in the third position, and the second indicia in the eighth position having a upside-down-reading orientation, being in a region bordering the bottom edge and being proximate to the first indicia in the fourth position.